

REMARKS

At the outset, Applicants would like to thank Examiner Coppins and Primary Examiner Chang for their time and consideration of the present application on March 9, 2005, wherein the issues raised in the outstanding Official Action were discussed with the undersigned attorney.

In the outstanding Official Action, claim 7-10 were rejected under 35 USC 102(b) as allegedly being anticipated by BRACHER. This rejection is respectfully traversed.

As noted in the interview, the compound cited as anticipating claim 7-10 disclosed at page 1205 of BRACHER is a compound of Formula (I), wherein  $x=0$ ,  $x=0$ ,  $R_1=R_2=R_4=R_7=R_6=R_5=H$  and  $R_3=C_1$ -alkoxy ( $-OCH_3$ ). However, the option  $R_3=C_1-C_8$  alkoxy group has been deleted from claim 8. As a result, applicants believe that compound 12 fails to anticipate claim 8. As claims 9 and 10 are dependent on claim 8, applicants believe that these claims are allowable.

Claim 7 is directed to a method of treatment. However, Compound 12 of BRACHER is disclosed as being a synthetic intermediate of Compound 1. As BRACHER fails to even disclose or suggest a pharmacological activity for the compound, Applicants believe that BRACHER fails to disclose or suggest the claimed invention. As a result, Applicants believe that the use of compound 12 as an intermediate fails to disclose or suggest the claim method of treatment as set forth in claim 7.

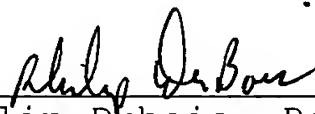
Thus, in view of the above, Applicants respectfully request that the BRACHER rejection be withdrawn.

As there are no other grounds of rejection, applicants believe that the present application is in condition for allowance. As a result, applicants respectfully request the allowance and passage to issue of the present application.

The Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 25-0120 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17.

Respectfully submitted,

YOUNG & THOMPSON

  
\_\_\_\_\_  
Philip Dubois, Reg. No. 50,696  
745 South 23<sup>rd</sup> Street  
Arlington, VA 22202  
Telephone (703) 521-2297  
Telefax (703) 685-0573  
(703) 979-4709

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